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2007 DEC 27 P 4:22

DEBRA P. HACKETT CLK
U.S. DISTRICT COURT
MONTGOMERY, ALA

Debra P. Hackett
Clerk, U.S. District Court
15 LEE ST STE 206
MONTGOMERY AL 36104-4055

December 26, 2007

Appeal Number: 07-14523-A

Case Style: Albert Carter, Jr. v. USA

District Court Number: 05-00654 CV-F-N-2

TO: Debra P. Hackett

CC: Albert Carter, Jr. (AIS 107266)

CC: James B. Perrine

CC: Kent B. Brunson

CC: Leura Garrett Canary

CC: Administrative File

United States Court of Appeals

Eleventh Circuit
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

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Thomas K. Kahn
Clerk

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SECONDARY CASE NO: 03-00061-CR-2

The enclosed certified copy of this Court's order denying the application for a Certificate of Appealability is issued as the mandate of this court. See 11th Cir. R. 41-4. Counsel and pro se parties are advised that pursuant to 11th Cir. R. 27-2, "a motion to reconsider, vacate, or modify an order must be filed within 21 days of the entry of such order. No additional time shall be allowed for mailing."

Also enclosed is the record on appeal, which consists of:
One volume pleadings and One sealed PSI.

The district court clerk is requested to acknowledge receipt on the copy of this letter enclosed to the clerk.

Sincerely,

THOMAS K. KAHN, Clerk

Reply To: Deborah Owens/ABM (404) 335-6180

Encl.

IN THE UNITED STATES COURT OF APPEALS
RECEIVED
FOR THE ELEVENTH CIRCUIT

2007 DEC 27 P 4 23

No. 07-14523-A

DEBRA P. BACKUS, CLERK
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

DEC 26 2007

THOMAS K. KAHN
CLERK

ALBERT CARTER, JR.,

Plaintiff-Appellant,

versus

UNITED STATES OF AMERICA,

Respondent-Appellee.

Appeal from the United States District Court for the
Middle District of Alabama

ORDER:

Appellant's motion for a certificate of appealability, as construed from the notice of appeal, is DENIED because appellant has failed to make a substantial showing of the denial of a constitutional right. 28 U.S.C. § 2253(c)(2).

Appellant's motion for leave to proceed in forma pauperis is DENIED AS MOOT.

A True Copy - Attested:
Clerk, U.S. Court of Appeals,
Eleventh Circuit

By: Debra P. Backus
Deputy Clerk
Atlanta, Georgia
DEC 26 2007

/s/ Ed Carnes

UNITED STATES CIRCUIT JUDGE